IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THIS THE TWENTY EIGTH DAY OF AUGUST, TWO THOUSAND AND SEVEN

Present
THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION No. 18215 of 2007

Between:

S. Abdul Gafoor

…Petitioner

And

The Secretary,
Regional Transport Authority, Kadapa
And others.

…Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION No. 18215 of 2007

ORDER: (Per Hon'ble Mr. Justice Bilal Nazki)

The Petitioner is aggrieved by the action of the Respondents in seizing his vehicle, bearing No. AP04-U-2494, and consequently seeking a direction to the Respondents to release his vehicle.

2. After hearing the learned counsel for the parties and with their consent, the writ petition is disposed of at the admission stage.

3. The demand notice dated 25.07.2007 discloses that the vehicle of the Petitioner i.e., Maxi Cab AP04/U.2494 was seized for non-payment of tax and penalty. The Petitioner was asked to pay tax, penalty and compounding fee for the irregularities noticed in the VCR. The vehicle is now at Police Station, Rayachoty. Notice was given to the Petitioner. But, he did not file any reply. Therefore, a demand was raised for the payment of tax of Rs.15,670/- and penalty of Rs.17,010/-.

4. It is submitted by the learned Government Pleader that the order imposing penalty is an appelable order and in any case the Petitioner has not paid the tax for the period mentioned in the notice, which is not disputed by the learned counsel for the petitioner.

5. In that view of the matter, we dispose of the writ petition directing release of the vehicle on payment of tax, and we permit the Petitioner to file appeal against the penalty, if so advised within two weeks. No costs.

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Bilal Nazki, J.

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S.Ananda Reddy, J.

Dt. 28…08...2007

Note: Issue copy within
Two days. (bo)
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THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE S.ANANDA REDDY

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W.P. No. 18215 of 2007

ORDER

(Per Hon'ble Mr. Justice Bilal Nazki)

28…08...2007